

## Missouri Public Service Commission - Minutes of Agenda Meeting

Tuesday, May 03, 2005

**09:30 AM**

PSC Agenda Room, Governor Office Building, 200 Madison Street, Suite 900

**Jeff Davis (JD): P, Connie Murray (CM): P, Steve Gaw (SG): P,  
Robert Clayton (RC): P, Linward Lin Appling (LA): P, Staff: P**

### **Approval of Minutes of Last Agenda Meeting**

| Agenda Date | JD | CM | SG | RC | LA | Action       |
|-------------|----|----|----|----|----|--------------|
| 04/26/2005  | Y  | X  | Y  | Y  | Y  | As submitted |

**WD Withdrawn**

**★ For Good Cause**

### **Tariff and New Orders**

| Item No. | Commissioner Votes |    |    |    |    | Case/Tracking No. | Company Name/Brief Description                                     |
|----------|--------------------|----|----|----|----|-------------------|--------------------------------------------------------------------|
| 1.       | JD                 | CM | SG | RC | LA | TM-2005-0370      | Office of the Public Counsel -- Order Closing Case -- <i>Mills</i> |
|          | Y                  | Y  | N  | N  | Y  |                   |                                                                    |

**Action:** Approved as submitted. Commissioners Gaw & Clayton dissent attached. Commissioner Murray concurrence attached.

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|    |    |    |    |    |    |              |                                                                                                                                      |
|----|----|----|----|----|----|--------------|--------------------------------------------------------------------------------------------------------------------------------------|
| 2. | JD | CM | SG | RC | LA | GO-2005-0273 | Missouri Gas Energy -- Order Approving an Infrastructure System Replacement Surcharge but Rejecting Submitted Tariff -- <i>Jones</i> |
|    | Y  | Y  | Y  | Y  | Y  |              |                                                                                                                                      |

**Action:** Approved as submitted. Chair Davis concurrence to follow.

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|    |    |    |    |    |    |              |                                                                                                                                                                                            |
|----|----|----|----|----|----|--------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 3. | JD | CM | SG | RC | LA | GO-2004-0195 | MO PSC Staff -- Order Closing Case (Investigation into Compliance with the Required Registration of Sellers of Electricity and Gas for Use or Consumption within Missouri) -- <i>Jones</i> |
|    | Y  | Y  | Y  | Y  | Y  |              |                                                                                                                                                                                            |

**Action:** Approved as submitted.

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|----|----|----|----|----|----|--------------|----------------------------------------------------------------------------------------------|
| 4. | JD | CM | SG | RC | LA | MC-2005-0145 | Amega Sales, Inc. -- Order Approving Stipulated Agreement and Closing Case -- <i>Pridgin</i> |
|    | Y  | Y  | N  | N  | Y  |              |                                                                                              |

**Action:** Approved as submitted. Commissioner Gaw concurrence in part and dissent in part to follow. Commissioner Clayton dissent to follow.

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|              |  |  |  |  |  |              |                                                                                                                                                                         |
|--------------|--|--|--|--|--|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>WD</b> 5. |  |  |  |  |  | LA-2005-0150 | MCC Telephony of Missouri, Inc. -- Order Granting Certificate to Provide Basic Local, Nonswitched Local and Interexchange Telecommunications Services -- <i>Pridgin</i> |
|--------------|--|--|--|--|--|--------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

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|----|--|--|--|--|--|--------------|-------------------------------------------------------------------------------------------|
| 6. |  |  |  |  |  | TC-2005-0266 | Shaffer Lombardo Shurin -- Order Dismissing Complaint and Closing Case -- <i>Thompson</i> |
|----|--|--|--|--|--|--------------|-------------------------------------------------------------------------------------------|

**Action:** Discussed & Withdrawn.

7. **JD CM SG RC LA** TM-2005-0355 SBC Missouri -- Order Denying Request for  
Y Y N N Y Reconsideration -- *Mills*

**Action:** Approved as submitted.

8. EO-2005-0293 Aquila, Inc. -- Order Denying Intervention -- *Pridgin*

**Action:** Discussed & Withdrawn.

9. **JD CM SG RC LA** TK-2005-0285 Level 3 Communications, LLC -- Order Approving  
Y Y Y Y Y Interconnection Agreement and Directing Parties to  
File Their Transiting Traffic Agreement as an  
Amendment to the Interconnection Agreement (SBC) -  
- *Woodruff*

**Action:** Approved as submitted. Commissioner Murray concurrence to follow.

10. GR-2005-0284 Laclede Gas Company -- Order Establishing  
Procedural Schedule -- *Mills*

**Action:** Discussed & Withdrawn.

11. **JD CM SG RC LA** GO-2003-0506 Laclede Gas Company -- Order Regarding Status  
Y Y N Y Y Report and Directing Filing -- *Ruth*

**Action:** Approved as submitted. Commissioner Gaw dissent to follow.

12. **JD CM SG RC LA** EA-2005-0248 Aquila, Inc. -- Order Denying Applications for  
Y Y N Y Y Rehearing -- *Pridgin*

**Action:** Approved as submitted.

### Case Discussion

### Other Discussion

| Item No.       | Commissioner Votes | Brief Description                                                                                                                               |
|----------------|--------------------|-------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.             |                    | Commission Scheduling Matters -- <i>Davis</i>                                                                                                   |
| <b>Action:</b> | Discussed          |                                                                                                                                                 |
| 2.             |                    | Legislation -- <i>Davis</i>                                                                                                                     |
| <b>Action:</b> | Discussed          |                                                                                                                                                 |
| 3.             |                    | Budget -- <i>Davis</i>                                                                                                                          |
| <b>Action:</b> | Discussed          |                                                                                                                                                 |
| 4.             |                    | Other -- Enhanced Records Exchange Rules -- Final<br>Orders of Rulemaking -- 4 CSR 240-29 -- Case No.<br>TX-2003-0301 -- <i>Krueger, Voight</i> |

**Action:** Discussed

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**5.**

Litigation -- *Davis*

**Action:** Discussed

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Chairman

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Date Approved

**P = Present   A = Absent   Y = Yea   T = Present via telephone   N = Nay   X = Non Participating**